MEMORANDUM

TO: Andrew Rivera, Planning Commission Coordinator

Planning and Zoning Department

FROM: Eric J. Hammack, Real Estate Supervisor

Land Management Section
Office of Real Estate Services

DATE: October 19, 2015

SUBJECT: F#9583-1509 – Encroachment of the 20th Street right-of-way

and adjacent alley by an exterior building wall, a brick

garden wall, and a roof overhang.

Attached are the departmental comments and other information pertinent to the referenced right of way encroachment. The proposed encroachments include the exterior wall of a building, a brick garden wall, and a roof overhang. All affected departments and private utility franchise holders have reviewed this request and recommend approval.

The applicant has requested that this item be submitted for placement on the October 27th, 2015, Planning Commission Agenda for their consideration.

Staff contact: Eric Hammack at 974-7079, or landmanagement@austintexas.gov

Applicant: Neslie Cook, of Thrower Designs

Property Owner: House Association of Beta Xi Chapter of Kappa Kappa

Gamma.

Ms. Cook or her delegate will be present at the meeting to answer any questions regarding the project, if needed.

Eric J. Hammack, Real Estate Supervisor Land Management Section

OFFICE OF REAL ESTATE SERVICES

Attachments

DEPARTMENTAL COMMENTS FOR THE ENCROACHMENT OF THE 20TH STREET RIGHT OF WAY AND ADJACENT ALLEY BY WALLS AND ROOF OVERHANG

AT&T APPROVE – conditioned upon no pole

relocation

AUSTIN ENERGY APPROVE

AUSTIN RESOURCE RECOVERY APPROVE

AUSTIN TRANSPORTATION APPROVE

AUSTIN WATER APPROVE

CTM – GAATN APPROVE

CAPITAL METRO APPROVE

EMS APPROVE

FIRE APPROVE

GOOGLE APPROVE

GRANDE COMMUNICATIONS APPROVE

PARD APPROVE

PLANNING & DEVELOPMENT REVIEW

(Land Use Review-Engineering)

APPROVE

PLANNING & DEVELOPMENT REVIEW

(Land Use Review-Transportation)

APPROVE

PLANNING & DEVELOPMENT REVIEW

(Neighborhood Planning)

PLANNING COMMISSION

PLANNING & DEVELOPMENT REVIEW

(Urban Design)

APPROVE

PLANNING & DEVELOPMENT REVIEW

(Zoning Review)

APPROVE

PUBLIC WORKS

(Office of the City Engineer)

APPROVE

TEXAS GAS SERVICES APPROVE

TIME WARNER APPROVE

URBAN TRAILS APPROVE

WATERSHED PROTECTION (Engineering) APPROVE

MEMORANDUM

Case No.: 9583-1509 Date: Sept. 28th, 2015

SUBJECT:	ENCROACHMENT OF STREET RIGHT OF WAY		
() Lucy Cabading () Melody Giambruno () Rob Spillar () Angela Baez () Roberto Gonzalez () Carlo DeMatos () Milissa Warren () Frank Alvarez () Scott Cunningham () Luis Mata () Mike Turner	AT&T Austin Energy Austin Transportation Director Austin Water Capital Metro CTM – GAATN EMS Fire Google Grande Communication Austin Resource Recovery	() Marilyn Lamensdorf () David Marquez () Sangeeta Jain () Mark Walters () Humberto Rey () Wendy Rhoades () David Boswell () Christian Barraza () Joseph Boyle () Katina Bohrer () Bruna Quinonez	PARD DSD (LUR-Engineering) DSD (LUR-Transportation) PDRD (N'borhood Planning) PDRD (Urban Design) PDRD (Zoning Review) PWD – Office of City Eng'r Texas Gas Time Warner WPD (Engineering) Code Compliance
and a portion of	n received for the encroach the University Street alley ncroachment(s) already exis	y (Adjacent to 2001	University Avenue).
email address: land	request and return your commanagement@austintexas.govate Services, 505 Barton	v or Fax: 974-7088.	Physical address:
APPROVAL:	YES Yes, S	Subj. to Reqm't	No
Please also review the	omprehensive Plan (<u>C</u> Vacation request based on the Pr nprehensive Plan (page 186).		
Reviewed by:		Telephone	e:



P. O. Box 41957 Austin, Texas 78704 (512) 476-4456

September 14, 2015

City of Austin
Office of Real Estate Services
P.O. Box 1088
Austin, Texas 78767

RE:

Kappa Kappa Gamma Encroachment Agreement

2001 University Avenue

Summary Letter

Please find attached an Encroachment Agreement application for the Kappa Kappa Gamma House located at 2001 University Avenue. The subject property is comprised of a 0.375 acres lot at the intersection of University Avenue and 20th Street in Travis County, Texas. The lot contains an existing 3 story group home that is proposed for remodeling and expansion on the 2nd and 3rd stories. A portion of the existing building and the existing courtyard brick wall currently encroach both the alley and 20th street. The existing remodel of the building will further encroach the alley on the second and third levels that are proposed as an expansion to the house. Site plan improvements were submitted under case number SP-2015-0234CS.

If you have any comments, concerns or questions, please contact me at my office.

Sincerely,

Neslie Cook

Application for an Encroachment Agreement

File No. 9583-1509 DATE: 9-25-15				
Department Use Only Department Use Only				
1. TYPE OF ENCROACHMENT				
Encroachment Type:				
List TYPE OF ENCROACHMENT to be placed on Public Property: Existing prick The public building fact including basement, existing brick Has encroachment been installed prior to application: Yes No				
Has encroachment been installed prior to application:				
Adjoins property at the following street address: 2001 University Ave.				
2. PROPERTY DESCRIPTION OF ENCROACHMENT AREA				
Parcel #: 02 2030701				
Survey & Abstract No.				
Lot(s) 4 and 5 Block Outlot 18 Subdivision Name: Louis Horst				
Plat Book Page Number <u>\$94, 6/3</u> Document Number				
County/Records: County; Deed Real Property Official Public NOTE: Attach three dimensional metes and bounds survey of Encroachment area.				
1/012. That is the differential income and obtained that you of Environment area.				
2 DELATED CACEC				
3. RELATED CASES FILE NUMBERS				
Existing Site Plan: YESY NO SP-2015-0234CS				
Subdivision: Case: YES / NO Building Permit: YES / NO				
4. APPLICANT INFORMATION				
Name: Neslie Cook				
Firm Name: Thrower Design				
Address: 510 S. Congress Ste 207 ty: Austin State: TX				
Zip: <u>78704</u> Phone: (5/2)476-4456 Fax No.: () N/A				
EMAIL ADDRESS: Neslie @ throwerdesign.com				
5. DEVELOPER INFORMATION				
Name: House Association D. Beta Xi Chapter of Kappa Kappa Comm				
Firm Name: Ellen Morrison				
Address: 2001 University Ave City: Austin State: TX				
Zip: 78705 Phone: (5/2)732-0890 Fax No.: () N/A				

6. LANDOWNER INFORMATION Name: Same (as shown on Deed) Address: _____ State: _____ Zip: _____ Phone: (____)__ Fax No.: (____)__ Lienholder Address: Lienholder Phone Number: Fax Number: (If multiple owners are joining in this request – complete names, addresses on each, must be attached.) 7. LICENSEE INFORMATION, if other than Landowner (Tenant) Address: _____ State: _____ Zip: _____ Phone: (___)___ Fax No.: (___)___ Contact Person: Phone: I the undersigned Applicant declare that the information provided in this application is true and correct. I have read and understand that the processing of this Application will be handled in accordance with the Procedure for Requesting an Encroachment Agreement and that no action on processing will be taken without payment of the non-refundable processing fee. I understand that acceptance of this application and fee in no way obligates the City to enter into an Encroachment Agreement. I understand that the value of the Right-of-Way, if allowed to be encroached, will be determined by the City of Austin, Real Estate Services Division, a certified check will be required before scheduling an agenda item for Council review and Certificate of Insurance must be presented before an agreement, if approved, is executed. It is further understood that the City is not responsible for any cost or inconvenience incurred by the Applicant when the application is not approved. Signed By:

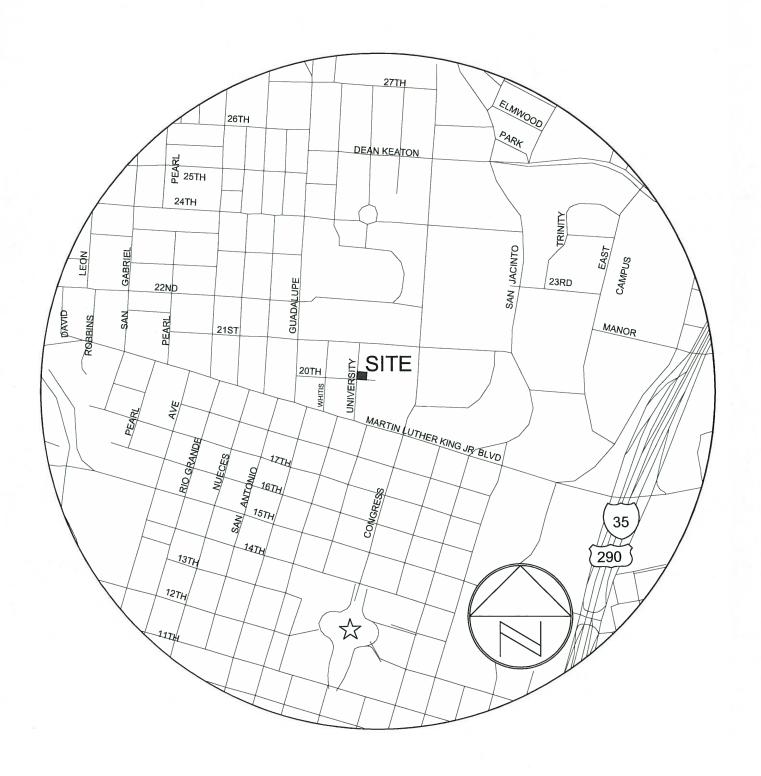
Please check the appropriate box.

□ Landowner□ Tenant

Agent for Landowner

Agent for Tenant

2001 UNIVERSITY AVENUE



LOCATION MAP

OF A 32 SQUARE FOOT TRACT, MORE OR LESS, BEING A PORTION OF A CALLED 20' ALLEY LOCATED BETWEEN LOTS 4 & 5 AND LOTS 21 & 22, OUTLOT 18, LOUIS HORST'S SUBDIVISION OF OUTLOTS IN DIVISIONS D & E OF THE GOVERNMENT OUTLOTS ADJOINING THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, OF RECORD IN VOLUME Z, PAGE 613 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS, SAID 32 SQUARE FOOT TRACT, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT A 1/2 INCH IRON ROD FOUND, IN THE WEST MARGIN OF A CALLED 20' ALLEY FOR THE NORTHEAST CORNER OF SAID LOT 4:

THENCE, S 05°48'03" W, ALONG THE EAST LINE OF SAID LOT 4, A DISTANCE OF 17.20 FEET TO A CALCULATED POINT FOR THE NORTHWEST CORNER HEREOF, AND **PLACE OF BEGINNING**;

THENCE, DEPARTING THE EAST LINE OF SAID LOT 4 AND INTO THE INTERIOR OF SAID 20' ALLEY, THE FOLLOWING THREE (3) COURSES AND DISTANCES:

- 1. S 84°13'36" E, A DISTANCE OF 0.60 FEET TO A CALCULATED POINT FOR THE NORTHEAST CORNER HEREOF:
- 2. S 05°59'11" W, A DISTANCE OF 65.45 FEET TO A CALCULATED POINT FOR THE SOUTHEAST CORNER HEREOF:
- 3. N 84°03'24" W, A DISTANCE OF 0.39 FEET TO A CALCULATED POINT IN THE EAST LINE OF SAID LOT 5 FOR THE SOUTHWEST CORNER HEREOF:

THENCE, N 05°48'03" E, ALONG THE EAST LINE OF SAID LOT 5, A DISTANCE OF 65.45 FEET TO THE **PLACE OF BEGINNING** AND CONTAINING 32 SQUARE FEET, MORE OR LESS.

THE LIMITS OF THIS ENCROACHMENT SHALL BE BETWEEN THE ELEVATIONS OF 542.82' AND 589.54'. THE ELEVATIONS SHOWN HEREON ARE REFERENCED TO THE NAVD88 DATUM.

BEARING BASIS OF THE SURVEY DESCRIBED HEREIN IS BASED ON THE WEST LINE OF THE TRACT DESCRIBED IN THE DEED RECORDED IN VOLUME 548, PAGE 524 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS.

I, FRED L. DODD JR., A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE PROPERTY DESCRIBED HEREIN WAS DETERMINED FROM A SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION, AND THAT ALL CORNERS ARE MARKED AS DESCRIBED.

DATE: 09-72-Z015
DODD SURVEYING & MAPPING
PROFESSIONAL SURVEYORS
112 PECAN STREET WEST
PFLUGERVILLE, TEXAS 78660

FRED L. DODD JR.

R.P.L.S. NO. 6392

STATE OF TEXAS

OF A 15 SQUARE FOOT TRACT, MORE OR LESS, BEING A PORTION OF A CALLED 20' ALLEY LOCATED BETWEEN LOT 5 AND LOT 21 AND A PORTION OF WEST 20TH STREET, OUTLOT 18, LOUIS HORST'S SUBDIVISION OF OUTLOTS IN DIVISIONS D & E OF THE GOVERNMENT OUTLOTS ADJOINING THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, OF RECORD IN VOLUME Z, PAGE 613 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS, SAID 15 SQUARE FOOT TRACT, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT AN 'X' FOUND IN THE WEST LINE OF A CALLED 20' ALLEY, ALSO BEING IN THE NORTH LINE OF WEST 20TH STREET (70' RIGHT-OF-WAY) FOR THE SOUTHEAST CORNER OF SAID LOT 5:

THENCE, N 05°48'03" E, WITH THE EAST LINE OF SAID LOT S, A DISTANCE OF 48.47 FEET TO A CALCULATED POINT:

THENCE, S 84°03'24" E, DEPARTING THE EAST LINE OF SAID LOT 5 AND INTO THE INTERIOR OF SAID 20' ALLEY, A DISTANCE OF 0.39 FEET TO A CALCULATED POINT;

THENCE, S 06°12'19" W, A DISTANCE OF 48.92 FEET TO A CALCULATED POINT IN THE INTERIOR OF SAID WEST 20TH STREET;

THENCE, N 82°26'59" W, CONTINUING THROUGH THE INTERIOR OF SAID WEST 20TH STREET, A DISTANCE OF 21.95 FEET TO A CALCULATED POINT IN THE SOUTHLINE OF SAID LOT 5:

THENCE, S 83°37'29" E, ALONG THE SOUTHLINE OF SAID LOT 5, A DISTANCE OF 21.90 FEET TO THE **PLACE OF BEGINNING** AND CONTAINING 15 SQUARE FEET, MORE OR LESS.

THE LIMITS OF THIS ENCROACHMENT SHALL BE BETWEEN THE ELEVATIONS OF 554.12' AND 544.96'. THE ELEVATIONS SHOWN HEREON ARE REFERENCED TO THE NAVD88 DATUM.

BEARING BASIS OF THE SURVEY DESCRIBED HEREIN IS BASED ON THE WEST LINE OF THE TRACT DESCRIBED IN THE DEED RECORDED IN VOLUME 548, PAGE 524 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS.

I, FRED L. DODD JR., A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE PROPERTY DESCRIBED HEREIN WAS DETERMINED FROM A SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION, AND THAT ALL CORNERS ARE MARKED AS DESCRIBED.

DATE: 9-22-2015
DODD SURVEYING & MAPPING
PROFESSIONAL SURVEYORS
112 PECAN STREET WEST
PFLUGERVILLE, TEXAS 78660

FRED L. DODD, JR. 6392

FRED L. DODD JR. R.P.L.S. NO. 6392 STATE OF TEXAS

OF A 59 SQUARE FOOT TRACT, MORE OR LESS, BEING A PORTION OF WEST 20TH STREET, LOCATED BETWEEN LOT 5, OUTLOT 18 AND LOT 7, OUTLOT 19, LOUIS HORST'S SUBDIVISION OF OUTLOTS IN DIVISIONS D & E OF THE GOVERNMENT OUTLOTS ADJOINING THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, OF RECORD IN VOLUME Z, PAGE 613 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS, SAID 59 SQUARE FOOT TRACT, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT AN 'X' FOUND IN THE WEST LINE OF A CALLED 20' ALLEY, ALSO BEING IN THE NORTH LINE OF WEST 20^{TH} STREET (70' RIGHT-OF-WAY) FOR THE SOUTHEAST CORNER OF SAID LOT 5;

THENCE, N 83°37'29" W, ALONG THE NORTH LINE OF SAID WEST 20TH STREET, A DISTANCE OF 47.84 FEET TO A CALCULATED POINT FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT, AND **PLACE OF BEGINNING**;

THENCE, DEPARTING SAID NORTH LINE AND INTO THE INTERIOR OF SAID WEST 20TH STREET. THE FOLLOWING THREE (3) COURSES AND DISTANCES:

- 1. S 05°26'55" W, A DISTANCE OF 4.85 FEET TO A CALCULATED POINT FOR THE SOUTHEAST CORNER HEREOF;
- 2. N 84°33'05" W, A DISTANCE OF 12.01 FEET TO A CALCULATED POINT FOR THE SOUTHWEST CORNER HEREOF:
- 3. N $06^{\circ}25'19''$ E, A DISTANCE OF 5.04 FEET TO A CALCULATED POINT IN THE NORTH LINE OF SAID WEST 20^{TH} STREET FOR THE NORTHWEST CORNER HEREOF:

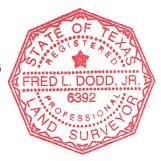
THENCE, S $83^{\circ}37'29''$ E, ALONG THE NORTH LINE OF SAID WEST 20^{TH} STREET, A DISTANCE OF 11.92 FEET TO THE **PLACE OF BEGINNING** AND CONTAINING 59 SQUARE FEET, MORE OR LESS.

THE LIMITS OF THIS ENCROACHMENT SHALL BE BETWEEN THE ELEVATIONS OF 552.00' AND 546.51'. THE ELEVATIONS SHOWN HEREON ARE REFERENCED TO THE NAVD88 DATUM.

BEARING BASIS OF THE SURVEY DESCRIBED HEREIN IS BASED ON THE WEST LINE OF THE TRACT DESCRIBED IN THE DEED RECORDED IN VOLUME 548, PAGE 524 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS.

I, FRED L. DODD JR., A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE PROPERTY DESCRIBED HEREIN WAS DETERMINED FROM A SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION, AND THAT ALL CORNERS ARE MARKED AS DESCRIBED.

DATE: /O -/9 - ZOIS
DODD SURVEYING & MAPPING
PROFESSIONAL SURVEYORS
112 PECAN STREET WEST
PFLUGERVILLE, TEXAS 78660



FRED L. DODD JR R.P.L.S. NO. 6392 STATE OF TEXAS

OF A 81 SQUARE FOOT TRACT, MORE OR LESS, BEING A PORTION OF A CALLED 20' ALLEY LOCATED BETWEEN LOTS 4 & 5 AND LOTS 21 & 22, OUTLOT 18, LOUIS HORST'S SUBDIVISION OF OUTLOTS IN DIVISIONS D & E OF THE GOVERNMENT OUTLOTS ADJOINING THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, OF RECORD IN VOLUME Z, PAGE 613 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS, SAID 81 SQUARE FOOT TRACT, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT AN 'X' FOUND CUT ON TOP OF BRICK WALL IN THE WEST MARGIN OF SAID 20' ALLEY, FOR THE SOUTHEAST CORNER OF SAID LOT 5;

THENCE, N 05°48'03" E, ALONG THE EAST LINE OF SAID LOT 5, A DISTANCE OF 47.75 FEET TO A CALCULATED POINT FOR THE SOUTHWEST CORNER HEREOF, AND PLACE OF BEGINNING:

THENCE, N 05°48'03" E, A DISTANCE OF 66.89 FEET TO A CALCULATED POINT IN THE EAST LINE OF SAID LOT 4, FOR THE NORTHWEST CORNER HEREOF;

THENCE, DEPARTING THE EAST LINE OF SAID LOT 4 AND INTO THE INTERIOR OF SAID 20' ALLEY, THE FOLLOWING THREE (3) COURSES AND DISTANCES:

- 1. S 84°13'36" E, A DISTANCE OF 1.32 FEET TO A CALCULATED POINT FOR THE NORTHEAST CORNER HEREOF;
- 2. S 05°59'11" W, A DISTANCE OF 66.89 FEET TO A CALCULATED POINT FOR THE SOUTHEAST CORNER HEREOF;
- 3. N 84°03'24" W, A DISTANCE OF 1.10 FEET TO THE **PLACE OF BEGINNING** AND CONTAINING 81 SQUARE FEET, MORE OR LESS.

THE LIMITS OF THIS ENCROACHMENT SHALL BE BETWEEN THE ELEVATIONS OF 588.50 AND 589.54'. THE ELEVATIONS SHOWN HEREON ARE REFERENCED TO THE NAVD88 DATUM.

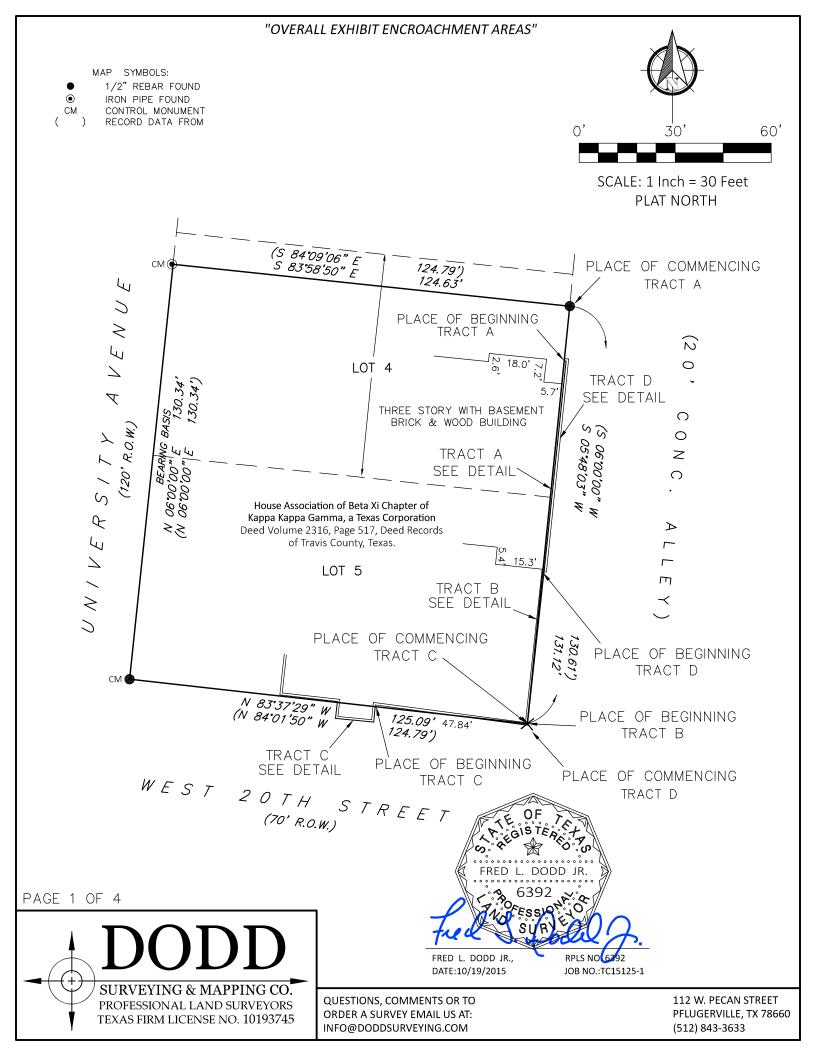
BEARING BASIS OF THE SURVEY DESCRIBED HEREIN IS BASED ON THE WEST LINE OF THE TRACT DESCRIBED IN THE DEED RECORDED IN VOLUME 548, PAGE 524 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS.

I, FRED L. DODD JR., A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE PROPERTY DESCRIBED HEREIN WAS DETERMINED FROM A SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION, AND THAT ALL CORNERS ARE MARKED AS DESCRIBED.

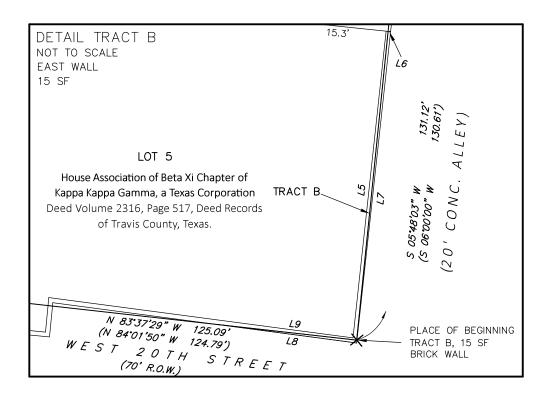
DATE: 10-19-7015
DODD SURVEYING & MAPPING
PROFESSIONAL SURVEYORS
112 PECAN STREET WEST
PFLUGERVILLE, TEXAS 78660



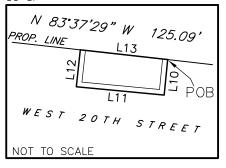
FRED L. DODD JR. R.P.L.S. NO. 6392 STATE OF TEXAS



"EXHIBIT B - TRACT B AND TRACT C, EXISTING ENCROACHMENT AREAS" SKETCH TO ACCOMPANY METES AND BOUNDS DESCRIPTION



DETAIL TRACT C SOUTH WALL 59 SF



LINE TABLE

LINE	BEARING	DISTANCE
L5	N 05°48'03" E	48.47'
L6	S 84°03'24" E	0.39'
L7	S 06°12'19" W	48.92'
L8	N 82°26'59" W	21.95'
L9	S 83°37'29" E	21.90'
L10	S 05°26'55" W	4.85'
L11	N 84°33'05" W	12.01'
L12	N 06°25'19" E	5.04'
L13	S 83°37'29" E	11.92'

TRACT B
15 SF WALL ENCROACHEMENT

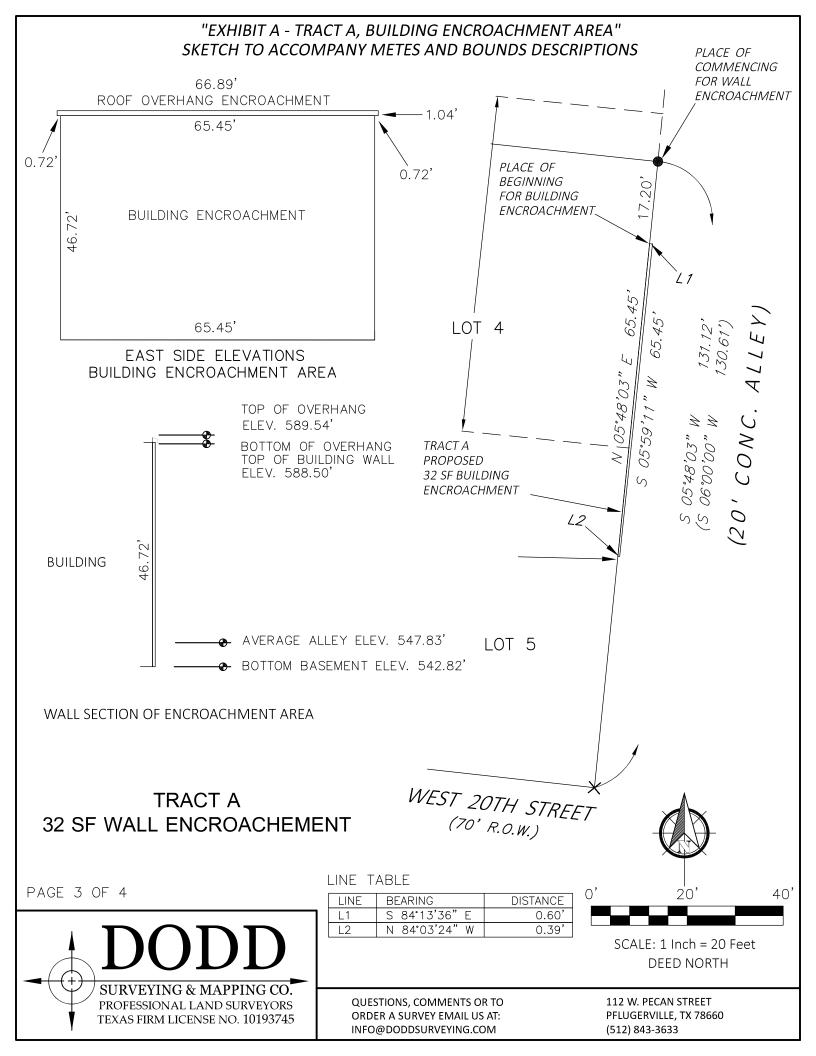
TRACT C 59 SF WALL ENCROACHEMENT

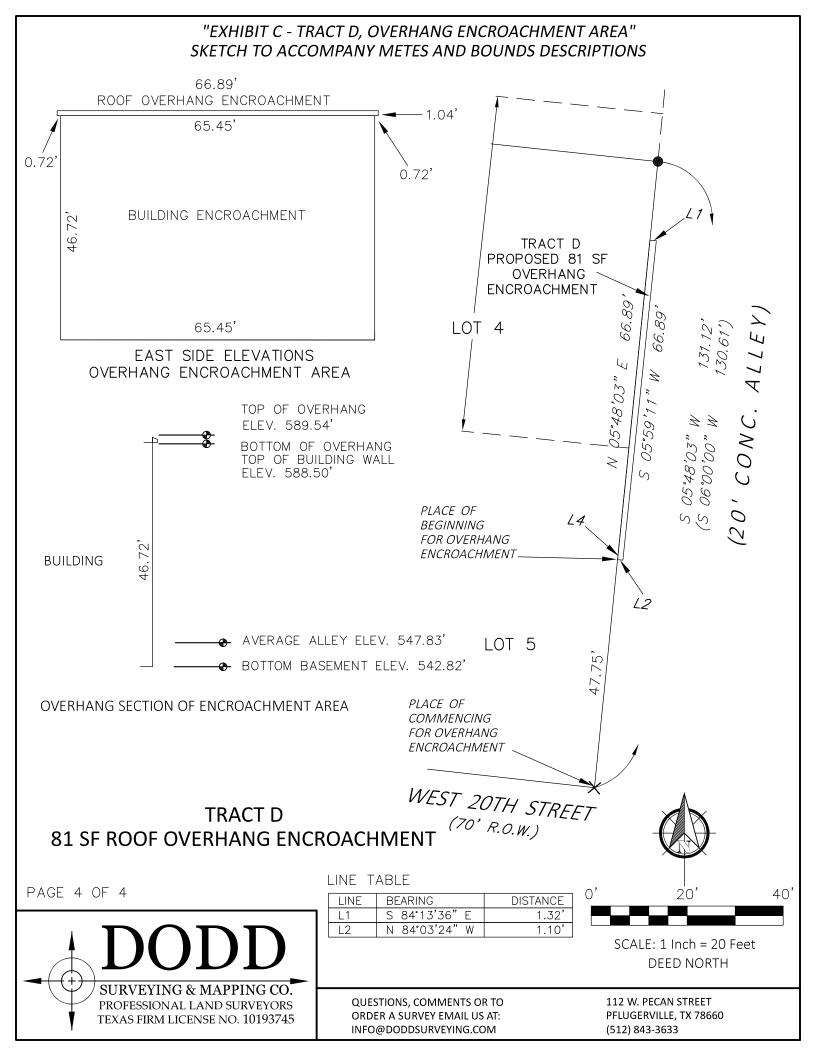


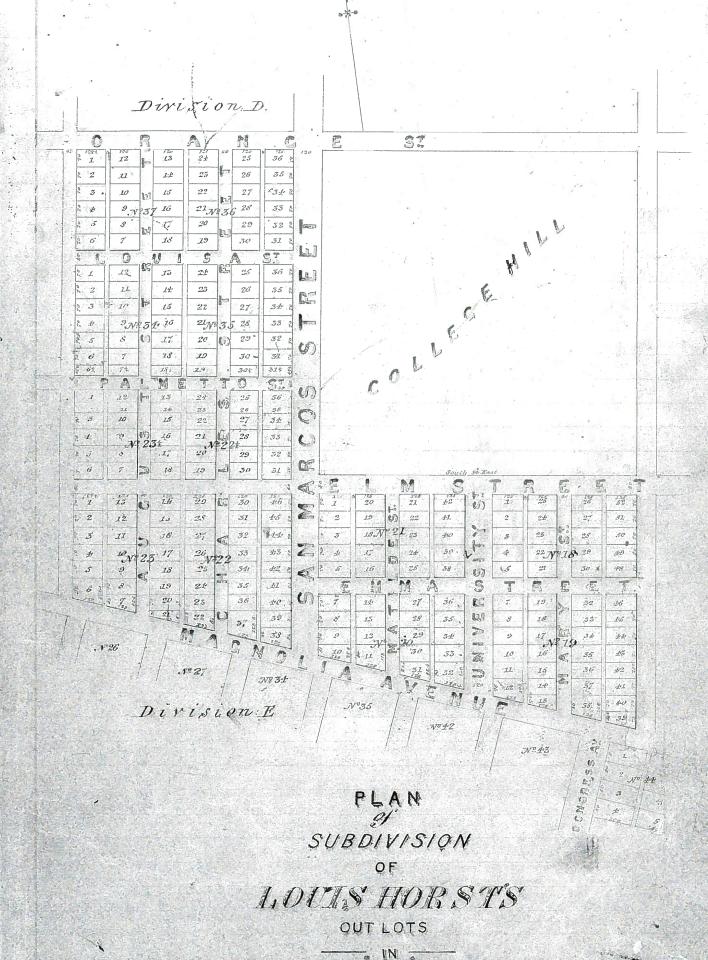
PAGE 2 OF 4



QUESTIONS, COMMENTS OR TO ORDER A SURVEY EMAIL US AT: INFO@DODDSURVEYING.COM







DIVISION DAND DIVISION E

